



*State of New Jersey*

Chris Christie  
*Governor*

Office of the Attorney General  
Department of Law and Public Safety  
Division of Gaming Enforcement  
1300 Atlantic Avenue  
Atlantic City, NJ 08401

Jeffrey S. Chiesa  
*Attorney General*

Kim Guadagno  
*Lt. Governor*

David Rebuck  
*Director*

June 13, 2012

Mr. Joseph Corbo, Jr.  
Vice President & General Counsel  
Borgata Hotel Casino and Spa  
1 Borgata Way  
Atlantic City, New Jersey 08401

RE: Request to Amend Petition #0961202

Dear Mr. Corbo:

The staff of the Division of Gaming Enforcement's (Division) Regulatory Enforcement Bureau has received a request filed by Marina District Development Company, LLC d/b/a/ Borgata Hotel Casino and Spa (Borgata) on June 12, 2012, to amend Petition #0961202 which was approved on April 16, 2012, by the Division.

Borgata is seeking approval to reduce the number of approved slot machines on its casino floor as depicted on the architectural drawing labeled OP-23 dated June 11, 2012, which was prepared and certified by R2Architects, David J. Rudzenski, AIA, License #08443.

**The petitioner proposes the following:**

1. Slot Zone H Remove six (6) slot machines and slot stools.  
Add two (2) slot machines and stools.



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**The summary of the statistical calculations is as follows:**

1. A decrease of four **(4)** slot machines and four **(4)** slot stools. The total number of slot machines is **3,305** and the total number of slot stools is **3,305**;
2. No Change to table games, the total remains at **258** (The casino floor remains at **183** table games and the simulcast total remains at **75** table games);
3. The total casino gaming area is not changed and will remain at one hundred sixty thousand two hundred eighty-seven (**160,287**) square feet (casino floor **136,667 sq ft** + simulcast **23,620 sq ft** = total casino gaming area of **160,287 sq ft**);
4. Allowable Slot Area is 144,258 square feet (160,287 square feet of casino space X 90% = 144,258);
5. Total Slots permitted is 14,426 (144258/10 =14,426); and,
6. Total Slot Area is 92,682 square feet or 58% of the total gaming area.

Based on the Division's authority, the requested amendments to Borgata's Certificate of Operation and CHAB license as set forth above, are hereby granted pursuant to N.J.A.C. 13:69C-7.1, et seq. This approval authorizes a casino room containing and consisting of **160,287** square feet of total gaming space, **258** table games, **3,305** slot machines and **3,305** slot stools.

Since the casino floor area has been altered, smoking areas may be changed. Please note that the designation of smoking areas in casinos is subject to the jurisdiction of the N.J. Department of Health and Senior Services and the Atlantic City Department of Health and Human Services, not the Division. Accordingly, this letter should in no way be construed as approving areas of the gaming floor for smoking.

**This approval is subject to the following conditions:**

- A. That revised operational blueprints reflecting the changes approved herein, be submitted to the Division's Regulatory Enforcement Bureau, casino licensee's security podium and the casino licensee's CCTV monitoring room;

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- B. That a revised Slot Master List is submitted to the Technical Service Bureau of the Division;
- C. That the Borgata Hotel Casino and Spa shall notify the Division immediately in the event of any modification to the approvals granted herein;
- D. That all steps are taken to ensure maximum patron comfort and safety during the period of renovation;
- E. That the Borgata hotel Casino and Spa shall comply with all requirements and conditions appended to approvals received from all involved agencies of government whose approvals are required in order for a Certificate of Occupancy for the general public to be issued including, but not limited to, the Department of Community Affairs and the local construction official; and,
- F. Once modifications have been completed, a satisfactory inspection and approval by the Division is required to ensure the changes made conform to the petition. The review also includes, but is not limited to, an assessment of the adequacy of CCTV and security coverage. Such inspection must be done **prior to the proposed areas being used for gaming activity.**

To schedule an inspection, please contact the Division at [inspections@njdge.org](mailto:inspections@njdge.org).

If you have any questions, please do not hesitate to contact Bill Kendzierski of my staff at 441-7557.

Sincerely,



Don Errera, Deputy Chief  
Regulatory Enforcement Bureau

CC: RSH/DE

Chuck Kimmel, DGE  
Lisa Spengler, DGE  
DGE Intake Unit  
C-56-12-007C